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CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Missing Parts; Commissioner for Patents; P.O. Box 1450; Alexandria, VA 22313-1450.

Name (Print/Type)	Margherita M. Badalamenti		
Signature	<i>Margherita M. Badalamenti</i>	Date	July 19, 2004

Attorney's Docket No. 106207-1

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)
RALPH D. GILLESPIE ET AL.)
Serial No. 10/718,050) Examiner: Not yet assigned
Filed: November 20, 2003) Art Unit: 1755
High-Activity Isomerization Catalyst)
and Process)

**PETITION TO ESTABLISH PRIOR RECEIPT IN THE P.T.O. OF ITEM(S)
CONSIDERED AS NOT RECEIVED BY THE P.T.O.**

RESPONSE TO NOTICE OF INCOMPLETE APPLICATION

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

Sir:

This is in response to the Notice of Incomplete Nonprovisional Application mailed for this application on July 7, 2004. A copy of the Notice of Incomplete Nonprovisional Application is enclosed.

Applicants assert that the items indicated as omitted, the drawings, were in fact deposited with the P.T.O. with the original application papers filed on November 20, 2003. In accordance with the requirements of the Notice of July 7, 2004, (see MPEP § 601.01(d), 7th Edition) applicants hereby (1) petition under 37 CFR 1.53(e) for a review of the determination that the items in issue were not deposited with the application; (2) submit the petition fee under 37 section 1.17(i) and (3) submit the attached evidence of the deposit of the items in issue. Authorization is hereby made to charge the amount of \$130.00 to Credit card as

shown on the attached credit card information authorization form PTO-2038. Charge any additional fees required by this paper or credit any overpayment in the manner authorized above. A duplicate of this paper is attached. It is respectfully requested that, upon grant of the petition under 37 CFR 1.53(e), the petition fee be refunded by a credit to the charge authorized above.

In connection with the Notice of Incomplete Nonprovisional Application dated July 7, 2004, applicants submit a photocopy of the date-stamped return post card receipt showing thereon that 2 sheets of formal drawing were in fact deposited on November 20, 2003 (See MPEP, § 503, 7th Edition). As a convenience to the Office, a second set of the 2 sheets of formal drawings are provided herewith.

In light of the evidence, applicants respectfully request that their petition be granted and that the present application be accorded a filing date of November 20, 2003.

Respectfully submitted,



Maryann Maas
Attorney for Applicants
Reg. No. 38,954
(847) 391-2137 (phone)
(847) 391-2387 (fax)

MM/mmb



JUL 22 2004
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UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/718,050	11/20/2003	Ralph D. Gillespie	106207-1

CONFIRMATION NO. 9299

23490
 JOHN G TOLOMEI, PATENT DEPARTMENT
 UOP LLC
 25 EAST ALGONQUIN ROAD
 P O BOX 5017
 DES PLAINES, IL 60017-5017

FORMALITIES LETTER



OC000000013165884

Date Mailed: 07/07/2004

NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

A filing date has NOT been accorded to the above-identified application papers for the reason(s) indicated below.

All of the items noted below and a newly executed oath or declaration covering the items must be submitted within **TWO MONTHS** of the date of this Notice, unless otherwise indicated, or proceedings on the application will be terminated (37 CFR 1.53(e)). Replies should be mailed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

The filing date will be the date of receipt of all items required below, unless otherwise indicated. Any assertions that the item(s) required below were submitted, or are not necessary for a filing date, must be by way of petition directed to the attention of the Office of Petitions accompanied by the \$130.00 petition fee (37 CFR 1.17(h)). If the petition states that the application is entitled to a filing date, a request for a refund of the petition fee may be included in the petition. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

- The application was deposited without drawings. 35 U.S.C. 113 (first sentence) requires a drawing "where necessary for the understanding of the subject matter sought to be patented." *Applicant should reconsider whether the drawings are necessary under 35 U.S.C. 113 (first sentence).*

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

T. TU

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



BEST AVAILABLE COPY

20-Nov-2003

The "Mail Room" Staff of the Patent and Trademark Office imprinted on
acknowledges receipt and filing of the following:

DOCUMENT: PATENT APPLICATION: ATTORNEY DOCKET NUMBER 106207-1

ENCLOSURES: UTILITY PATENT APPLICATION TRANSMITTAL, FEE TRANSMITTAL
FOR FY 2004, CREDIT CARD FORM PTO-2038, APPLICATION DATA
SHEET, 17 PAGES SPECIFICATION, 3 PAGES CLAIMS, ABSTRACT,
DECLARATION, INFORMATION DISCLOSURE STATEMENT and 2
SHEETS OF FORMAL DRAWINGS

APPLICANT: RALPH D. GILLESPIE ET AL.

TITLE: HIGH-ACTIVITY ISOMERIZATION CATALYST AND PROCESS

REFERENCE NO.: 106207-1 MM

RECEIVED

DEC 3 2003

UOP Patent Dept

031088 U.S. PTO
10/718050





PTO/SB/17 (10-03)

Approved for use through 07/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 130)

Complete if Known

Application Number	10/718,050
Filing Date	November 20, 2003
First Named Inventor	Ralph D. Gillespie et al.
Examiner Name	Not yet assigned
Art Unit	1755
Attorney Docket No.	106207-1

METHOD OF PAYMENT (check all that apply)

Check Credit card Money Order Other None

 Deposit Account:

Deposit Account Number	[Redacted]
Deposit Account Name	[Redacted]

The Director is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) or any underpayment of fee(s)
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	[Redacted]
1002 340	2002 170	Design filing fee	[Redacted]
1003 530	2003 265	Plant filing fee	[Redacted]
1004 770	2004 385	Reissue filing fee	[Redacted]
1005 160	2005 80	Provisional filing fee	[Redacted]
SUBTOTAL (1) (\$ 0)			

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid
[Redacted]	[Redacted]	[Redacted]	-20** = [Redacted]	X \$18 = [Redacted]	[Redacted]
[Redacted]	[Redacted]	[Redacted]	- 3** = [Redacted]	X \$86 = [Redacted]	[Redacted]

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 86	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 86	2204 43	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2) (\$ 0)		

**or number previously paid, if greater; For Reissues, see above

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	[Redacted]
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	[Redacted]
1053 130	1053 130	Non-English specification	[Redacted]
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	[Redacted]
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	[Redacted]
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	[Redacted]
1251 110	2251 55	Extension for reply within first month	[Redacted]
1252 420	2252 210	Extension for reply within second month	[Redacted]
1253 950	2253 475	Extension for reply within third month	[Redacted]
1254 1,480	2254 740	Extension for reply within fourth month	[Redacted]
1255 2,010	2255 1,005	Extension for reply within fifth month	[Redacted]
1401 330	2401 165	Notice of Appeal	[Redacted]
1402 330	2402 165	Filing a brief in support of an appeal	[Redacted]
1403 290	2403 145	Request for oral hearing	[Redacted]
1451 1,510	1451 1,510	Petition to institute a public use proceeding	[Redacted]
1452 110	2452 55	Petition to revive - unavoidable	[Redacted]
1453 1,330	2453 665	Petition to revive - unintentional	[Redacted]
1501 1,330	2501 665	Utility issue fee (or reissue)	[Redacted]
1502 480	2502 240	Design issue fee	[Redacted]
1503 640	2503 320	Plant issue fee	[Redacted]
1460 130	1460 130	Petitions to the Commissioner	[Redacted]
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	130
1806 180	1806 180	Submission of Information Disclosure Stmt	[Redacted]
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	[Redacted]
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	[Redacted]
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	[Redacted]
1801 770	2801 385	Request for Continued Examination (RCE)	[Redacted]
1802 900	1802 900	Request for expedited examination of a design application	[Redacted]
Other fee (specify) 1814 Statutory disclaimer (\$110)			

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 130)

SUBMITTED BY

(Complete if applicable)

Name (Print/Type)	Maryann Maas	Registration No. (Attorney/Agent)	38,954	Telephone	847-391-2137
Signature	MARYANN MAAS			Date	July 19, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.